NEWS FROM DNREC'S DIVISIONS OF AIR AND WASTE, 04/02/19

The biweekly E-News Update features current information on the Divisions of Air Quality (DAQ) and Waste and Hazardous Substances (WHS) regarding public meetings, workshops, hearings, and regulatory documents available for public comment, as well as general news updates.

Suggestions? Additions? Please call Caroline Miller Horton at 302-739-9400, or send an email to caroline.miller-horton@delaware.gov

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Published by the Divisions of Air Quality and Waste and Hazardous Substances.

UPCOMING AIR & WASTE, RELATED HEARINGS, MEETINGS, & EVENTS

LEGAL NOTICE - PUBLIC WORKSHOPS

The Department of Natural Resources and Environmental Control (DNREC), Division of Air Quality (DAQ) and Division of Waste and Hazardous Substances, Tank Management Section (TMS) will jointly conduct a public workshop to introduce to the public their current efforts on revising the following regulations:

- 7 DE Admin. Code 1124 Section 26 "Gasoline Dispensing Facility Stage I Vapor Recovery" and Section 36 "Vapor Emission Control at Gasoline Dispensing Facilities."
- 7 DE Admin. Code 1351 "Underground Storage Tank Systems"

The workshop will be held on **Tuesday**, **April 16**, **2019** at **two locations** as **follows**, and the public can participate at either location:

- 1. Beginning at 10:00 AM in TMS Conference Room, located at 391 Lukens Drive, New Castle, DE 19720.
- 2. Beginning at 6:30 PM in DNREC Auditorium, located at Richardson & Robbins Building, 89 Kings Highway, Dover, DE 19901.

The objectives of revising 7 DE Admin. Code 1124 Section 26 and Section 36 are (1) to phase out Stage II vapor recovery systems at Delaware Gasoline Dispensing Facilities (GDFs), and (2) to set up effective controls on vapor emission from GDFs' gasoline underground storage tanks (USTs) after phasing out Stage II.

The objective of revising 7 DE Admin. Code 1351 is to reflect advances in underground storage tank system technology and changes required due to promulgation of new federal underground storage tank regulations. The State of Delaware regulations must be at least as stringent as the federal regulations under the requirements of 40 CFR 281, State Program Approval.

The draft language of 7 DE Admin. Code 1124 Section 26 and Section 36 shall be available for public review prior to the workshop in DAQ's offices at (1) 715 Grantham Lane, New Castle, DE, and (2) 100 W. Water Street, Suite 6A, Dover, DE. The draft language will be also available from DAQ's website at https://dnrec.alpha.delaware.gov/air/permitting/under-development/.

The draft language of 7 DE Admin. Code 1351 shall be available for public review prior to the workshop date in TMS's offices 391 Lukens Drive, New Castle, DE. The draft language is also available at TMS' website at http://www.dnrec.delaware.gov/tanks/Pages/default.aspx.

Contact information:

Tracy Mattson, Division of Air Quality-DNREC

100 W. Water Street, Suite 6A, Dover, DE 19904

302-739-9402; Tracy.Mattson@delaware.gov

Eileen Butler, Division of Waste and Hazardous Substances, Tank Management Section-DNREC 391 Lukens Drive, New Castle, DE 19720. 302-395-2500 or

DNREC_USTRegulations@delaware.gov

You may also

Visit: <a href="http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?lD=4616&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A

HSCA Advisory Committee (Updated)

DNREC Division of Waste and Hazardous Substances / Waste and Hazardous Substances / Natural Resources and Environmental Control

Review and provide guidance and input for DNREC's cleanup programs regulated under the Hazardous Substance Cleanup Act (HSCA). Interested parties are invited to attend the advisory committee meetings. Additional information such as brownfield certification, possible grant funding, success stories and other related documentation can be found at the following website: http://www.awm.delaware.gov/SIRB/Pages/Brownfields.aspx. For more information, contact sandra.waltz@delaware.gov or 302-395-2600. The next meeting will be held on **June 06 at** 10:00 AM, Shoreline & Waterway Management, 901 Pilottown Rd, Lewes DE 19958. You may also visit: https://publicmeetings.delaware.gov/Meeting/62579

DIVISION OF AIR QUALITY

AIR QUALITY PERMITTING PROGRAM – Notice has been given that the facilities listed below have submitted applications for air quality management permits. The applications, the "draft/proposed" permits, all materials that the applicant has submitted (other than those granted confidential treatment under DNREC rules), and a copy of summary of other materials, if any, considered in preparing the "draft/proposed" permit, may be inspected at the offices of the Division of Air Quality, 100 W. Water Street, Suite 6A, Dover, 19904. All comments and public hearing requests should be mailed to the following address: DIVISION OF AIR QUALITY, 100 W. Water Street, Suite 6A, Dover 19904. To submit comments, for additional information, or for an appointment to inspect the application, please contact Tracy Mattson at (302) 739-9402.

Title V Permit Renewal Applications

Notice is hereby given that Magellan Terminals Holdings, L.P. (Magellan) having a facility at 1050 Christiana Avenue, in Wilmington, Delaware, has submitted a request for a permit renewal pursuant to 7 DE Admin. Code 1130, Section 7 for operating permit: AQM-003/00291. Based on the data and certifications contained in the application, the Division of Air Quality concludes that the applicant meets all applicable requirements promulgated by the Environmental Protection Agency (EPA) and the Department of Natural Resources and Environmental Control (DNREC). Therefore a "draft/proposed" permit renewal has been prepared. This "draft/proposed" permit renewal renews Magellan's operating permit, incorporates the requirements of permit: APC-2014/0050, and adds new operational and emission limits for the existing tank cleaning operation.

The following 7 DE Admin.Code 1102 permits were amended to reflect the changes to the Title V permit:

Permit: APC-2016/0008-CONSTRUCTION Permit: APC-2016/0009-CONSTRUCTION

The application, the "draft/proposed" Permit: AQM-003/00291 (Renewal 4), the 7 DE Admin.Code 1102 permits, all materials that the applicant has submitted (other than those granted confidential treatment under DNREC rules), and a copy of summary of other materials, if any, considered in preparing the "draft/proposed" permit renewal, may be inspected at the offices of the Division of Air Quality, State Street Commons, 100 W. Water Street, Suite 6A, Dover, Delaware and 715 Grantham Lane, New Castle, Delaware. To submit comments, for additional information or for an appointment to inspect the application, please contact Tracy Mattson at the Dover Office at 7399402.

The "draft/proposed" permit renewal is being submitted to EPA for concurrent processing. If there are no significant comments, the "draft/proposed" permit renewal will be issued as a final permit after expiration of the EPA review period.

A public hearing concerning the permitting action will not be held unless the Secretary of the Department of Natural Resources and Environmental Control receives a request for such hearing within thirty (30) days from the date of this notice, ending **April 2**. A request for a hearing shall be in writing and must show a familiarity with the application and a reasoned statement of the permit renewal's probable impact.

DIVISION OF AIR QUALITY, STATE STREET COMMONS 100 W. WATER STREET, SUITE 6A, DOVER, DE 19904, (302) 739-9402. For more information visit:

http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=4607&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A

LEGAL NOTICE - REG. 1102 PERMIT APPLICATION

Notice has been given that I.G. Burton located at 24799 Sussex Hwy., Seaford has applied for a permit to operate an Auto Body Shop that conducts any or all of the following: collision repair, vehicle painting, paint stripping, or sanding. This Auto Body Shop has a potential to emit less than a combined total of 25 tons per year of Volatile Organic Compounds (VOCs) and Hazardous Air Pollutants (HAPs).

The application for this permit may be reviewed at the offices of the Division of Air Quality, State Street Commons, 100 W. Water Street, Suite 6A, Dover, DE 19904 and 715 Grantham Lane, New Castle, DE, 19720. For additional information or for an appointment to review the application, please contact Tracy Mattson at the Dover Office at 739-9402.

A public hearing on the above application will NOT be held unless the Secretary of DNREC receives a request for a hearing regarding that application within 15 days from the date of this notice, ending **April 4**. A request for a hearing shall be in writing. The request must also show a familiarity with the application and a reasoned statement of the permit's probable impact. All comments and public hearing requests should be mailed to the following address: DIVISION OF AIR QUALITY, State Street Commons, 100 W. Water Street, Suite 6A, DOVER, DE 19904, (302) 739-9402. For more information

Visit: <a href="http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?lD=4620&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A

LEGAL NOTICE - TITLE V SYNTHETIC MINOR PERMIT APPLICATIONS

Notice is hereby given that Orient Corporation of America has submitted an application, pursuant to 7 DE Admin. Code 1102, Section 2.1, 11.2.9, and 12.3 for operation of one (1) 20.412 MMBTU/hr natural gas-fired Cleaver Brooks Model CBLE 700-500-350 ST boiler equipped with low NOX burners (LNB) and flue gas recirculation (FGR) control technologies at 111 Park Avenue in Seaford, Delaware.

Orient Corporation of America has accepted limitations in order to limit the emissions of volatile organic compounds (VOCs) and hazardous air pollutants (HAPs) below the major source threshold for Sussex County. These limits are necessary to restrict Orient Corporation of America potential to emit air pollutants, and the limit will be enforceable by the EPA and the state. The facility, as a whole, has potential estimated emissions up to 6.42 tons per year (TPY) of nitrogen oxides (NOX), 12.06 TPY of carbon monoxide (CO), 0.09 TPY of sulfur oxides (SOX), 0.89 TPY of particulate matter (PM), 0.54 TPY of VOCs/HAPs, and 25.10 TPY of ammonia (NH3). This includes the new boiler which is estimated to emit up to 0.71 pounds per hour and 3.13 TPY of NOX, 2.25 pounds per hour and 9.83 TPY of CO, 0.20 pounds per hour and 0.89 TPY of PM, 0.02 pounds per hour and 0.09 TPY of SOX, and 0.08 pounds per hour and 0.36 TPY of VOCs.

The application, the "draft" permit (Permit: APC-2019/0041-CONSTRUCTION/OPERATION (FE)), all materials that the applicant has submitted (other than those granted confidential treatment under DNREC rules), and a copy or summary of other materials, if any, considered in preparing the "draft" permit may be inspected at the office of the Division of Air Quality, State Street Commons, 100 W. Water Street, Suite 6A, Dover, DE 19904. To submit comments, for additional information or for an appointment to inspect the public file, please contact Tracy Mattson in the Dover office at (302) 739-9402.

A public hearing concerning the permitting action will not be held unless the Secretary of the Department of Natural Resources and Environmental Control receives a request for such hearing within thirty (30) days from the date of this notice, ending after Monday, **April 11**. A request for a hearing shall be in writing and must show a familiarity with the application and a reasoned statement of the permit's probable impact.

Division of Air Quality, State Street Commons, 100 W. Water Street, Suite 6A, Dover, DE 19904. For more information

visit: http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=4611&Source=http%3A%2F%2Fwww

%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A

LEGAL NOTICE - 7 DE Admin. Code 1102 NATURAL MINOR PERMIT APPLICATIONS Notice has been given that:

SUEZ Water Delaware (formerly known as United Water of Delaware) requests a permit to construct an emergency generator rated at 1500 kW at their facility located at 2000 First State Boulevard in Wilmington, Delaware. The engine used in this generator complies with U.S. EPA regulations under the provisions of 40 CFR 89, Non-Road Tier II emissions limits. The emergency generator will operate only during emergencies and for the purpose of maintenance checks and readiness testing. Permit No. APC-2019/0051-Construction.

The application for this permit may be reviewed at the offices of the Division of Air Quality, State Street Commons, 100 W. Water Street, Suite 6A, Dover, Delaware or 715 Grantham Lane, New Castle, Delaware. For additional information or for an appointment to review the application, please contact Tracy Mattson at (302) 7399402.

A public hearing on the above application will NOT be held unless the Secretary of DNREC receives a request for a hearing regarding the application within 15 days from the date of this notice, ending **April 15**. A request for a hearing shall be in writing. The request must also show a familiarity with the application and a reasoned statement of the permit's probable impact. All comments and public hearing requests should be mailed to the following address: DIVISION OF AIR QUALITY, STATE STREET COMMONS 100 W. WATER STREET, SUITE 6A DOVER, DE 19904, (302) 739-9402. For more information

Visit: <a href="http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=4632&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A

DIVISION OF WASTE AND HAZARDOUS SUBSTANCES

SITE INVESTIGATION AND RESTORATION SECTION (SIRS) is responsible for the identification, evaluation, and remediation of sites in Delaware that have had past releases of hazardous substances. The section manages the contaminated sites under three major programs in accordance with the Hazardous Substance Cleanup Act (HSCA). The three programs are the **Brownfields Development Program, the Voluntary Cleanup Program (VCP), and the HSCA Enforcement Program** (for sites requiring enforcement action).

NOTIFICATION OF NEGOTIATIONS FOR A BROWNFIELDS DEVELOPMENT AGREEMENT FOR JOHN'S BODY SHOP, DE-1683

Pursuant to the Hazardous Substance Cleanup Act (HSCA), 7 Del. C. Chapter 91, §9126, the Department of Natural Resources and Environmental Control (DNREC) is required to issue a public notice within twenty days after entering into negotiations for a Brownfields Development Agreement (BDA). A BDA is an agreement between DNREC and a Brownfields developer with respect to a Certified Brownfield Site that sets forth a scope of work and schedule of remedial activities during the development of the Site.

DNREC's Site Investigation and Restoration Section (DNREC-SIRS) is negotiating a BDA with West Third Properties LLC regarding the John's Body Shop Site (Site), located at 2318 W Third Street in Wilmington, Delaware. Identified by New Castle County as tax parcel number 26-026.10-096 the Site may have had a release of hazardous substances as a result of activities associated with the auto body operation on site. For more information, please see DNREC's navigator at: http://www.nav.dnrec.delaware.gov/DEN3. Learn more about this Site and other Brownfields sites by accessing DNREC-SIRS' web page at

http://www.awm.delaware.gov/SIRB/Pages/Brownfields.aspx or by contacting the DNREC-SIRS Project Manager, John Costa at (302) 395-2600 or John.Costa@delaware.gov. You may also visit: <a href="http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=4613&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A

NOTIFICATION OF PUBLIC COMMENT FOR A BROWNFIELDS DEVELOPMENT AGREEMENT FOR THE NANTICOKE CLEANERS BLADES SITE (DE-1685)

Pursuant to the Hazardous Substance Cleanup Act (HSCA), 7 Del. C. Chapter 91, §9126, the Department of Natural Resources and Environmental Control (DNREC) is required to issue a public notice within twenty days after entering into negotiations for a Brownfields Development Agreement (BDA). A BDA is an agreement between DNREC and a Brownfield developer with respect to a Certified Brownfield Site that sets forth a scope of work and schedule of remedial activities during the development of the Site.

DNREC's Site Investigation and Restoration Section (DNREC-SIRS) negotiated a BDA with the Town of Blades regarding the Nanticoke Cleaners Blades Site (Site), located at 35 N. Market Street, Blades, Delaware. Identified by Sussex County as tax parcel number 132-1.11-37.00 the Site may have had a release of hazardous substances as a result of historical activities on site. For more information, please see DNREC's navigator at: http://www.nav.dnrec.delaware.gov/DEN3.

The public comment period begins on March 25, 2019 and will close at the end of the business day (4:30 p.m.) on **April 15, 2019**. Please submit written comments to the DNREC-SIRS Project Manager, Brenda Haire, at DNREC-SIRS, 391 Lukens Drive, New Castle, DE 19720. A copy of the BDA is available at the office of DNREC – SIRS or by accessing the DNREC-SIRS' site files database.

Learn more about this Site and other Brownfields sites by accessing DNREC-SIRS' web page at http://www.awm.delaware.gov/SIRB/Pages/Brownfields.aspx or by contacting the DNREC-SIRS Project Manager, Brenda Haire at (302) 395-2600 or brenda.haire@delaware.gov. You may also

Visit: <a href="http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?lD=4624&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A

The Brownfields Development Program encourages the cleanup and redevelopment of either the entire property, the expansion of the property, or the reuse of the property which may be hindered by the reasonable held belief that the property may be contaminated. A party seeking to develop such a property negotiates with SIRS for a Brownfields Development Agreement (BDA) to perform an investigation and, if necessary, a remedy, for the purpose of addressing the risks posed by past releases of hazardous substances at these sites. However, a BDA is only available to parties that are not current owners or operators of the site. The Voluntary Cleanup Program (VCP) Agreement is available to site owners who want to clean up their sites and are already liable as a potentially responsible party for the site.

LEGAL NOTICE - NOTIFICATION OF NEGOTIATIONS CONCERNING A VOLUNTARY AGREEMENT FOR THE SUSSEX LUMBER SITE, DE-0118

The Hazardous Substance Cleanup Act (HSCA), 7 Del. C. § 9107 (a)(1), requires the Department of Natural Resources and Environmental Control (DNREC) to provide "public notification within 20 days after entering into negotiations for a voluntary cleanup settlement agreement (VCP) with any person that agrees to perform a remedy." As required by § 9107 (a)(1), DNREC advises that it is negotiating a VCP Agreement with TBD Prop LLC regarding the Sussex Lumber Site (DE-0118) located at 33309 Kent Avenue, Bethany Beach, DE. The Site is identified as Sussex County Tax parcel number 234-6.00-90.01. The Site requires remedial action due to historic activities on site. For Site-specific information, please see DNREC's Environmental Navigator at http://www.nav.dnrec.delaware.gov/DEN3. For additional information, please contact the project officer Patrick Boettcher at (302) 395-2600 or patrick.boettcher@delaware.gov. You may also

Visit: http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=4631&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0CF04392485E93FC15AB3A

The Proposed and Final Plans of Remedial Action listed below outline site cleanup activities and covenants and are available online at:

http://www.dnrec.delaware.gov/whs/awm/SIRB/Pages/SIRBPlans.aspx under "Announcements." For site-specific information, please see DNREC's Environmental Navigator at: http://www.nav.dnrec.delaware.gov/DEN3

LEGAL NOTICE - FINAL PLAN OF REMEDIAL ACTION FOR THE 2002 – 2012 WEST NEWPORT PIKE (DE-1665)

The Department has adopted a plan regarding the clean-up of the 2002 – 2012 West Newport Pike Site located in Wilmington, outside the municipal boundaries of the City of Wilmington, in New Castle County, Delaware. The Site, was historically occupied by a dry cleaning facility from the late 1960s to the early 1980s. Multiple environmental investigations of the Site identified a groundwater plume of chlorinated solvents in the southern and southwestern portions of the Site. Additional off-site environmental investigations have determined that the impacted groundwater has migrated onto the adjoining properties to the south and southwest, and is being addressed through land use restrictions.

DNREC issued public notice of the Proposed Plan for the 2002 – 2012 West Newport Pike Site on February 17, 2019. There were no comments or questions from the public regarding the Proposed Plan. Details of the Final Plan are available at the office of DNREC-SIRS (391 Lukens Drive, New Castle, DE, 19720) or online at: http://www.nav.dnrec.delaware.gov/DEN3/
For additional information, please contact Morgan McGee-Solomon, Project Manager at (302) 395-2600 or via email at Morgan.McGee-Solomon@delaware.gov. You may also visit: <a href="http://www.dnrec.delaware.gov/Lists/Public%20Notices/DispForm.aspx?ID=4612&Source=http%3A%2F%2Fwww%2Ednrec%2Edelaware%2Egov%2FLists%2FPublic%2520Notices%2FAllItems%2Easpx&ContentTypeId=0x010034FD6D348B0 CF04392485E93FC15AB3A

CONTACT INFORMATION

24-Hour Environmental Report and Spill Notification Line - 1-800-662-8802

Aboveground Storage Tanks - 302-395-2500

Air Quality - New Castle Office - 302-323-4542

Air Quality – Kent & Sussex – 302-739-9402

Asbestos New Castle - 302-323-4542

Asbestos Kent & Sussex - 302-739-9402

Biosolids Permits - 302-739-9946

Boiler Safety - 302-395-2500

Brownfields - 302-395-2600

Community Ombudsman - 302-739-9040

Community Services - 302-739-9959

Delaware Estuary Program - 302-739-9283 (Delaware Coastal Management Program)

Division of Air Quality Director's Office - 302-739-9402

Division of Energy & Climate - 302-735-3480

Division of Waste and Hazardous Substances Director's Office - 302-739-9400

Division of Water Information - 302-739-9950

Dock/Dredging/Bulkheads/Rip-Rap/Wetlands & Subaqueous Lands - 302-739-9943

Emergency Prevention and Response - 302-739-9404

Environmental Crimes Unit - 302-739-9401 or 1-800-662-8802

Environmental Laboratory - 302-739-9942

Hazardous Waste - 302-739-9403

Hazardous Chemical and Toxic Release Inventories - 302-739-9404

Industrial Stormwater Permits - 302-739-9946

Loans & Grants for Wastewater and Septic's (Environmental Finance) - 302-739-9941

Medical Waste - 302-739-9403

Non-Hazardous Liquid Waste Transporters - 302-739-9948

On-site Wastewater Licensing Program - 302-739-9948

Open Burning - 302-739-9402

Outreach Ombudsman - 302-395-2600

Recycling - 302-739-9403

Septic System Permits - Large Systems (Community & I/A) Statewide - 302-739-9948

Septic System Permits - Small Systems for Kent & New Castle Counties - 302-739-9947

Septic System Permits - Small Systems for Sussex Co. & Holding Tank Compli. Program - 302-856-4561

Site Investigation & Restoration Section (Superfund/Brownfields) - 302-395-2600

Small Business Ombudsman - 302-739-9069

Solid Waste - 302-739-9403

Source Water Protection - 302-739-9945

Surface Water Discharge Permits (NPDES) - 302-739-9946

Underground Injection Control & Spray Irrigation - 302-739-9948

Underground Storage Tanks - 302-395-2500

Wastewater Collection, Conveyance, and/or Treatment Facility Construction Permits - 302-739-9946

Wastewater Treatment Facility Operators - 302-739-9946

Water Allocation Permits - 302-739-9945

Water Testing - Drinking Water (Division of Public Health) - 302-741-8630 Water Supply - 302-739-9945

Well Driller's License - 302-739-9944

Well Permits & Licensing - 302-739-9944

Wells - 302-739-9944

Wetlands and Subaqueous Lands Section - 302-739-9943